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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA  
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UNITED STATES OF AMERICA,

Plaintiff,

vs.

LESLIE KAYLN, D.N.P./A.P.R.N., a.k.a.  
LESLIE FETH,

Defendant.

Case No. 2:18-cr-00169-JCM-NJK

STIPULATION TO CONTINUE  
CHANGE OF PLEA HEARING  
(*First Request*)

IT IS HEREBY STIPULATED AND AGREED, by and between NICHOLAS A. TRUTANICH, United States Attorney, and PETER S. LEVITT, Assistant United States Attorney, counsel for the United States of America, and PETER S. CHRISTIANSEN, ESQ., counsel for Defendant LESLIE KAYLN, that the Change of Plea Hearing, currently scheduled for April 22, 2020, at 10:30 a.m., in Courtroom 6A (ECF No. 128), in the above-captioned matter, be vacated and continued to a date and time to be set by this Honorable Court but no sooner than 45 days from the date of this Order.

This stipulation is entered into for the following reasons:

1. On March 16, 2020, the Chief Judge of the U.S. District Court for the District of

1 Nevada issued Temporary General Order 2020-03, which found that due to the outbreak of the  
2 coronavirus disease 2019 (“COVID-19”) in the District of Nevada, the declaration by the  
3 Governor of the State of Nevada of a public health emergency due to the spread of COVID-19  
4 in Nevada, and the declaration of local emergencies by local governments due to COVID-19,  
5 including Clark County, the Court has sustained “reduced ability to obtain an adequate  
6 spectrum of jurors,” and it noted the effects of public health recommendations, including  
7 “social distancing measures.” General Order 2020-03 accordingly continued all civil and  
8 criminal trials until April 10, 2020, pending further order of the Court and found that “the ends  
9 of justice are best served by ordering the continuances, which outweighs the best interests of the  
10 public and any defendant’s right to a speedy trial under 18 U.S.C. § 3161(h)(7)(A).”

11 2. On March 19, 2020, the Chief Judge of the U.S. District Court for the District of  
12 Nevada issued Temporary General Order 2020-04 (collectively with General Order 2020-03,  
13 “the General Orders”), which noted that “the COVID-19 pandemic has continued to spread,”  
14 resulting in the need for “more aggressive social-distancing measures.” The Court noted further  
15 that, “[o]n March 17, 2020, the Governor of the State of Nevada ordered the closure of many  
16 business establishments and strongly encouraged all citizens to stay home.” Accordingly, the  
17 Court ordered the temporary closure of the Clerk’s office, and implemented other changes,  
18 including “striving to eliminate in-person court appearances.” In the event any hearing must go  
19 forward, the Court will conduct the hearing via video or teleconference. The Court will vacate  
20 or amend GO 2020-04 no later than April 30, 2020.

21 3. Accordingly, based on the public health emergency brought about by the  
22 COVID-19 pandemic, and the required social-distancing measures as recognized in the General  
23 Orders, the parties agree to this continuance.

24 4. The parties have resolved this matter amicably and have transmitted to this Court

1 a copy of the signed plea agreement. The change of plea hearing is currently set for April 22,  
2 2020, at 10:30 a.m. in Courtroom 6A, *see* ECF No. 128.

3 5. The parties agree to the continuance.

4 6. The defendant is not currently detained pending trial and does not object to a  
5 continuance.

6 7. Additionally, denial of this request for continuance could result in a miscarriage  
7 of justice.

8 8. Trial in this case is currently scheduled for July 13, 2020.

9 9. This is the first requested continuation of the change of plea hearing.

10 DATED this 7th day of April, 2020.

11 Respectfully submitted,

12 NICHOLAS A. TRUTANICH  
13 United States Attorney

14 /s/ Peter S. Christiansen  
15 PETER S. CHRISTIANSEN, ESQ.  
16 Attorney for Leslie Kayln

/s/ Peter S. Levitt  
17 PETER S. LEVITT  
18 Assistant United States Attorney  
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**UNITED STATES DISTRICT COURT  
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UNITED STATES OF AMERICA,

Plaintiff,

vs.

LESLIE KAYLN, D.N.P./A.P.R.N., a.k.a.  
LESLIE FETH,

Defendant.

Case No.: 2:18-cr-00169-JCM-NJK

**ORDER**

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

1. On March 16, 2020, the Chief Judge of the U.S. District Court for the District of Nevada issued Temporary General Order 2020-03, which found that due to the outbreak of the coronavirus disease 2019 ("COVID-19") in the District of Nevada, the declaration by the Governor of the State of Nevada of a public health emergency due to the spread of COVID-19 in Nevada, and the declaration of local emergencies by local governments due to COVID-19, including Clark County, the Court has sustained "reduced ability to obtain an adequate spectrum of jurors," and it noted the effects of public health recommendations, including "social distancing measures." General Order 2020-03 accordingly continued all civil and criminal trials until April 10, 2020, pending further order of the Court and found that "the ends of justice are best served by ordering the continuances, which outweighs the best interests of the public and any defendant's right to a speedy trial under 18 U.S.C. § 3161(h)(7)(A)."

2. On March 19, 2020, the Chief Judge of the U.S. District Court for the District of Nevada issued Temporary General Order 2020-04 (collectively with General Order 2020-03,

1 “the General Orders”), which noted that “the COVID-19 pandemic has continued to spread,”  
2 resulting in the need for “more aggressive social-distancing measures.” The Court noted further  
3 that, “[o]n March 17, 2020, the Governor of the State of Nevada ordered the closure of many  
4 business establishments and strongly encouraged all citizens to stay home.” Accordingly, the  
5 Court ordered the temporary closure of the Clerk’s office, and implemented other changes,  
6 including “striving to eliminate in-person court appearances.” In the event any hearing must go  
7 forward, the Court will conduct the hearing via video or teleconference. The Court will vacate  
8 or amend GO 2020-04 no later than April 30, 2020.

9 3. Accordingly, based on the public health emergency brought about by the  
10 COVID-2019 pandemic, and the required social-distancing measures as recognized in the  
11 General Orders, the parties agree to this continuance.

12 4. The parties have resolved this matter amicably and have transmitted to this Court  
13 a copy of the signed plea agreement. The change of plea hearing is currently scheduled for April  
14 22, 2020, at 10:30 a.m., in Courtroom 6A (ECF No. 128).

15 5. The parties agree to the continuance.

16 6. The defendant is not currently detained pending trial and does not object to a  
17 continuance.

18 7. Additionally, denial of this request for continuance could result in a miscarriage of  
19 justice. The additional time requested by this Stipulation is excusable in computing the time  
20 within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United  
21 States Code, Section 3161(h)(7)(A), considering the factors under Title 18, United States Code,  
22 Section 3161(h)(7)(B)(i) and (iv).

23 8. This is the first request to continue the trial date herein.

24 For all of the above-stated reasons, the ends of justice would best be served by a

1 continuance of the change of plea hearing date.

2 **CONCLUSIONS OF LAW**

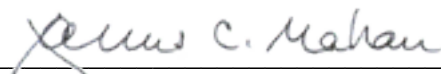
3 The ends of justice served by granting said continuance outweigh the best interest of the  
4 public and the defendant, since the failure to grant said continuance would be likely to result in  
5 a miscarriage of justice, given the health concerns stated above.

6 The continuance sought herein is excusable under the Speedy Trial Act, Title 18, United  
7 States Code, Section 3161 (h)(7)(A), when considering the factors under Title 18, United States  
8 Code, Section 3161(h)(7)(B)(i) and (iv).

9 **ORDER**

10 IT IS THEREFORE ORDERED, that the change of plea hearing in the above-referenced  
11 matter, currently scheduled for April 22, 2020, at 10:30 a.m., in Courtroom 6A (ECF No. 128),  
12 is vacated and continued to June 12, 2020, at 11:00 a.m., in Courtroom 6A,  
13 which date shall not be sooner than sixty (60) days from the date of this Order.

14 DATED April 8, 2020.

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17 THE HONORABLE JAMES C. MAHAN  
18 UNITED STATES DISTRICT JUDGE  
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